Preserve

G.R.S. IX—5]

*Previous references.* 1922. File No. 254 - 22

254-22-5 6 320-09-157
" 2,3,5 7-9 47-08 ( )
" 1+4 81-04-1-2
515-19-misc pp 729 29-1611
735-18-1-2 162-03-1614
677-12-1-12
888-04
577-17 misc pp

*Later references.*

Serial Nos. 10—17

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 8

**Part B for** November 1923

SUBJECT

Representation of Syed Mohiyuddeen Hussaini Badsha Sir Khaji of Chitaldrug in the matter of his right to ~~for the post of~~ the appointment for the post of Peish Imam in the Mosque at the place.

DR 711 dated 22.11.23 To the S.M. Hussaini Badsha Sir Khaji of Chitaldrug

States that Govt see no reason to modify the orders already passed

28/11/23

G. R. S. III—3

[To be used on

Saturday,.. ..... 12.1.A.1 1920.

2028

Name of Interviewer—

365

Representation in brief—

Malka Kaptee &
The Mukaddam &
the Khaze

Subd

1) The prayer of Khaja for increase of pay was declined to be granted and an endt was issued on 24/4/23

2) The case re Peish Imam office of Chitaldrug was subd to the Secretary, with Draft on 19/6/23

N. B.—Should room otherwise not be given on this form

G. R. S. [III—3]

## ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G R. S. III-2]

General and Revenue Secretariat. | File No. | of 19

Serial No.

9814-865
30.5.23

10) Seen
Dues
1-6-23

DEWAN'S OFFICE.
Recd. on JUN 4 1928
Reg. No. 7053

Devision)

11) Please see previous page for
Durnal orders

6/6/23

12) The file referred to by the
Dewan Sahib vide 254 of 1/22 23
is submitted together with all connected
file

BL Devisey) 8/6/23
8/6/23

13) First member & Dewan

10150-301
11.6.23

14) Seen. [illegible]

15) The D's upl. Rec? yesterday & files
been worked up in the printed
+Sub? & Orders.

BL
18/6/23

NOTE—Contn sheet

P. S. O.

G. R. S. III-21

General and Revenue Secretariat. | Mug File No. 256 of 19 -2

Serial No.

10235-386
14.6.23

16) Secy. The file may next be submitted for the information of the Diwan.
(Vide my minute of date on next file

Dewan)

DEWAN'S OFFICE.
Rcvd. on JUN 15 1923
Reg. No... 349

17) Please submit a clear note of the Address received for the happy & useful membership which Thakur Dalel Singh has

ST 1981

Subd.

18.1) In Gr. O. no 1257/Mug.7-100-93 & 19-5-1894 Syed Sibagatulla Hussain, Sir Khaji of Bhitaldeng, was removed from office, as he had entirely neglected the affairs of the Masjid and otherwise misbehaved himself.

2) In Gr O. no. 1026/Mug.7 100-93 & 17-3-16 Syed Mohadin Hussain Badsha was appointed, on probation, to do the duties of the Khaji in the town of

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | Mug File No. 284 of 1922

Serial No.

Chitaldrug in place of his father.

3) 20. In Lr. no. 649-50/Mug 735-18 & 2218-19 the Khaji having been reported to have discharged his duties satisfactorily for the last 23 years & won the confidence of the Mohamadan community of the place, was appointed Sri Khaji of Dist. Chitaldrug in succession to his father who was retiring on account of old age. He was also permitted to appoint, subject to the approval of the Dy: Comr, a qualified person to discharge the duties of the Khaji in the masjid & town, during his absence from head quarters.

4) 21. A section of the Mohamadan popular. of Chitaldrug town having kept on urging the appointment of a Pesh Imam, independent of the Khaji, in the mosque at Chitaldrug, as the present arrangement was not working satisfactorily, the case was, after a deal of correspondence, heard by the First and Second Members of Council, and as a result of G. O. no. 15321-3/Mug 517-19 21 & 13 10 22 was issued

NOTE—Contn. sheet.

G. R. S. III-21

General and Revenue Secretariat. | Mus File No. 254 of 19 [illegible]

Serial No.

passed in accordance with the minute of the 2nd Member of Council

22. This order in a way a history of the case, denies the right of the Sir Khaji to appoint in the masjid a Pesh Imam of his own choice & declares that such right vests in the Dy: Comr. alone, in consultation with the Khaji and other respectable Mohamadans. It also rejects the hereditary right of Syed Moheiuddin (Abdul Khalek) to the office of Pesh Imam.

23. The Sir Khaji having sought a review of the above Govt order, on the ground that it was based on a misinterpretation of the Sanad granted to him by the Maharaja in the matter, he was informed in endt no. 2405/Mus 254-22 G dt 1-3 23 that the order sought to be reviewed was passed after hearing the case at length & taking all the circumstances into consideration & that there was no reason to reconsider it.

24. The Mus. Comr having sought the orders of Govt in the matter of allowing

NOTE—Contn. sheet

G. R. S. III-21

General and Revenue Secretariat. | Mug File No. 254 of 19 22

Serial No.

the present Pesh Imam (Sir Khaji's brother) to continue to do his duties in the Mosque at Chitaldrug, the case again went up before the two members of Council for orders, and in accordance with the minute of the 2nd Member of Council, letter no. 3081/Mug 254-22-7 & 25/6/23 to the Mug: Govt was issued on the subject. In this letter he has been informed again that the Khaji had no right to appoint a Pesh Imam of his own choice & that Govt had the power to appoint a suitable man. He has also been informed that Syed Dastagir Hussain, the 3rd son of the old Khaji & the 2nd brother of the present Khaji, may be appointed Pesh Imam by the Dy: Comr, provided he is qualified for the office and acceptable to a great majority of the Mohmadan population of Chitaldrug.

7) 25. The point of contention of the Sir Khaji is that the Sanad granted to him by the Maharaja conferring on him the power to appoint a Pesh Imam of his own choice, [illegible]

NOTE—Contn. sheet.

G. R. S. III-21

General and Revenue Secretariat. | Judl File No. 254 of 19 22

Serial No.

misinterpreted & his right denied by Govt in the order of 13th Octr 1922

30 26. The papers called for could not
26/6/23 be subd earlier, as the case was under disposal by the members of Council.

Rev Secy) 30/6/23

27. Dewan) 30/6/23

DEWAN'S OFFICE,
Recd. on JUL 2 1923
Reg. No. 9

28. The Samad should be furnished with a true translation

3.7 3/7/23

29. A copy of the Samad, with its translation in English furnished by the Petr & Sir Schaps are in the Judl File 254-22, which is sent up herewith.

4/7/23 Rev Secy) 4/7/23

30. Whether the translation is correct, I am not able to State.

Second Member) 7/7/23

144.
5.7.23

NOTE—Contn. sheet.

2808

(4)

G. R. S. III-21

General and Revenue Secretariat.

Muz File No. 254 of 1922

Serial No.

31. This may be submitted to the Dewan as directed above

32. The case having been decided already by first (after two then 1st & 2nd members had from a hearing & 15 parties) I think it need not be re-opened

DEWAN'S OFFICE.
Rcvd. on JUL 9 1923
Reg. No. 186

Dewan) 9/7/23

33. Has the application been made by the Petitioner

10) 9/7/23

34. In letter from 2 & letter No. 3081, dt 25-6-22, dated 21 it is seen that there was no objection to the appointment of the Thakur's brother Syed Bastajee Hussain as Peish Imam, provided he is qualified for the place, as that an outsider acceptable to a great majority of the people of Chitaldrug & not to both parties, was preferable.

35. As there is no information as to whether the appointment of Peish Imam

NOTE—Contn. sheet.

0316

G. R. S. III-2]

General and Revenue Secretariat.

Diary File No. 254 of 1922.

| Serial No. | |
|---|---|
| | [illegible] waiting for the information in para 2(a) |
| | 10/7/23 10/7/23 Issue 10/7/23 |
| 15- | No. 31 9/7/23. |
| | The Hon. Comar |
| | Requests to furnish info. whether the appt. of Syed Hasan has yet been made by DC or not. |
| 16 | From the M. C., letter no C. 924 of 22-23 dt 18/7/23. |
| | Forwards a copy of the D. C's letter reporting that the present man Syed Mogdum Hussain (Khaji's 2nd brother) has been allowed to continue, so long as he is on leave in the Excise Deptt and when he wishes to rejoin duty, the Khaji's 3rd brother will take his place. |
| | Information was called for with reference to the Dewan's minute in para 33. |
| | The Amildar has been directed to make a report after one year as to how the arrangement works |
| | It has also been reported that the has been made to understand clearly the |

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Mug File No. 252 of 1972

Serial No.

the appointment has been made not in recognition of any hereditary right of the family but the present Mukhia has been acting as Caretaker so in 21/7/23 he is on leave, on the expiry period his younger brother who is said the eligible for the place will succeed him. 40 There is no further action to be taken in the matter now. The papers will if relished be filed for the present, & the above cases given by the Hon'ble Court would be disposed of by 31st July 1923. The witness summoned will be released by the Sessions Court.

Rev Secy 21/7/23

Rev Secy 21/7/23

41 Ref. Devan's Memo dated 10-7-1923.

42 No such appointment of Pathdevan has been made. Sd/ Magadum Hussein, the Khazindar, who has been doing duty as Pathdevan has been allowed to continue to do duty as such. Yes

NOTE—Contn. sheet.

R. S. III. 2]

(12

Muzrai Secretariat | Muz. File No. of 192 .

Serial No.

If he represents that as a clerk in the Revenue dept, his Grauge brother will take his place as Peth Amaun, but not in respect of his holding right in the office.

43 May be filed for the present

Second Member

708-
30.7.23.

44 I have already expressed my opinion (vide para 32 Memo) I have nothing now to add to it

2/8/23

45 Mr. Subbarayappa has written to say that he has not been instructed by his client to withdraw the petition. He should therefore be asked to file his papers — & pay the amount (Rs 2) after the legal vacation

2/8/23

DEVASTHANAM OFFICE. Recd. 31 AUG 3 1923 Reg. No. 703

GEN. & REV. SECRETARIAT 2 AUG 1923 MUZRAI

M. O. No. 2 23-24

Forwarded, with compliments, to the Govt. Advocate in response for favour of opinion.

By Order,
S. Subbarayappa,
for Rev. Secy. to Govt.

21/8/23

NOTE—Contn. sheet

WD 0561-GPB—3750—1 8 22

(13

G. R. S. III-2]

General and Revenue Secretariat. File No. of 19

Serial No.

Rev. Dis 28/25-24
dt 13.10.1923.

47/ Opinion is recorded on a separate sheet and enclosed in a sealed cover - as per order dtd 12.10.23.

Under Secretary (Revenue)
Govt. of Orissa
13/10/23.

NOTE—Contn. sheet

48) Re the right (claimed by the Sir Khaja of Chitaldroog) to appoint Peishdmans of Chitaldroog Inam.

After a careful consideration of the Sevral Sannads granted to the great grandfather of the Sir Khaja and the Order in O.S. No 5 of 1870 passed by the Judicial Assistant Superintendent, and of the order of Government G.O. No 7521-3/Rev 3 517-9-91 dated the 13th October 1922, I am of opinion that the Order passed by Government is substantially correct and the Sir Khaja is not entitled to have it reviewed.

49 In the first place there is nothing in the Sevral Sannads relied on by the Khaja which confers on the family a hereditary right, and though there are words indicating certain obligations imposed upon the Sir Khaja in the matter of supervising the religious practices and observances of the people of the District, there is nothing to indicate that he was given any powers of supervision

15)

Over Mosques.

50 In the second place the fact that in cases where a Naib fails to carry out the Sirkhaji's instructions properly the Sirkhaji has been directed to report the matter to the Adalat Cutchery clearly shows that he was not given power to appoint and dismiss Naibs and other functionaries

51. As has been observed in the Order of Government under reference, the duties of Khajis are entirely different from those of Mutavalis and the former has ordinarily no right to appoint a Peshkaran.

52 The order of the Judicial Assistant Superintendent is not of any consequence, as it appears to be a collusive ~~proceeding~~ proceeding, the defendant in the case appears to have admitted the right claimed by the Plaintiff, and as it can affect only the parties to that suit.

53 I am of opinion, therefore, that the claim of the Sirkhaji is not sustainable.

W Shanbaggi
Govt Advocate
13/10/23.

105

(4.

G. R. S. III-2]

General and Revenue Secretariat. | Mug File No. 254 of 1922

Serial No

54. Ref. Para 45 supra.
Dewan) 27/13/10/23

55. The remembrance
dismissed - by a
Sectional Ep.
The objection the 2nd type
4/4.40
4/15/10/23.
15.10.23

367/17.10.23 2nd Member). Dewan Sahi
wise a draft d
Dr
20/10/23 20/10/23

57. As an end^t has already been issued to the
Sir Khaji rejecting his review petn (vide
no 2405/Mug 254-22-4 dt 1-3-23), a draft end^t
to the petn is sent up for approval instead
of a Ep. C.
sd
23.10.23 23/10/23

Rev. Secy).
Dewan Bahadur 27/12/11/23

NOTE—Contn. sheet 288
12.11.23

27 10.23.
58) I can make out
anything from the draft
in this case as
the name is illegible
59) Dr
2 as [illegible]
13/11

105

17

G. R. S. III-2]

General and Revenue Secretariat. | Mmj. File No. 254 of 1922.

| Serial No | |
|---|---|
| | 60) Clean typed draft as approved by the Revenue in Sub. |
| | 61) 16.11.23 |
| 372 15.11.23 | 2nd. member) |
| | 62) Done 16.11.23 |
| 17 | To Syed Mohiyuddin Hussaini Badsha Sir Khaja of Chitaldrug. No. 711 d. 22.11.23.— Invites his attention to the endt. in sl. no rejecting his petition for a review of the G.O. of 13th octr. 1922 stating that the Sir Khaja has no right to appoint Peshimam & adds that Govt. see no reason to modify the orders already passed. |

Recd. pls.

254-22
517-15
735-18
607-12
87-025
320-09
47-03
162-03

NOTE—Contn. sheet

34278

C 924 of 22-23

Office of the Muzrai Commissioner in Mysore,

Dated, Bangalore, the 16th March 1923.

From

Chandy, Esquire, ...,

Muzrai Commissioner in Mysore,

Bangalore.

To

T.N. Jayarama Aiyar, Esq., B.A., B.L.,

Secretary to the Government of His Highness

the Maharaja of Mysore, Revenue Department,

Bangalore.

Sir,

Referring to your Memo No. 2405 of the 1st instant forwarding copy of endorsement granted to the Sur Qazi of Chitaldrug, rejecting his review petition, I have the honor to state that while the endorsement has rejected the claim of the Sur Qazi to appoint the Dash Imam, the question regarding the continuance or otherwise of the present Dash Imam remains to be settled. I request the favor of an early reply to para 2 of my letter No. C. 924 of the 21st ultimo for giving needful instructions to the Deputy Commissioner in the matter.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

D. The file on the subject was sent to Secy on 28-3-23. The file has been called for from the Secretariat and is received in the Office

23-3-23

(19)

**MEMO OF INTERVIEW WITH THE DEWAN.**

G. R. S. III—3]

*Saturday*..... ..... .....192 .

[To be used only for notes, rec

6—APR 1923

Name of Interviewer—

1919
APR 1923
MUZRAI

9.P.344
6.4.23
352-22-11

Representation in brief—

Complt of wrs
dt 1.3.23

Submitted a memorandum
Papers regarding
Land

Rent rate
Wages

ST

*N. B.*—Should routine notes be
the notes must be cipc
this form.

## ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

Proceedings of the Mass - Meeting of the leading Mussalmans of Chitaldroog held on Friday the 16th instant in the Shahi --- Masjid , Chitaldroog.

---

Present

about 100 Musalmans.

---

Chairman;- [illegible]

Mr. Mohamad Khadir Saheb, in his attempt to explain the object of the Meeting said at great length that the main questions at issue were given their rise by the learned order of the Government of His Highness the Maharaja of Mysore No. 15-21-3 dated - Judg-517-19-21. which though just and penetrating in so far as it pushed aside once for all the pretensions claim of Abdul Khalakh to the office of the Pesh Imam at the Juma Masjid Chitaldroog, and in doing so it is quite consistant with the previous orders of - the benign Government in this connection, yet in respect to both prescribed and customary right and privileges of the Sir Khazi the learned order does not only misunderstand the terms the Sannad (Persian Hukum Nama) which was granted to the venerable ancestors of the present Sir Khazi by His Highness the late Krishnaraja Wodiyar Bahadur in 1814 and which actually establishes the position of the Sir Khazi as a leader and authority in all religious affairs, but it also occasions the Kirnal of the party spirit which except in the case of some mischievous and restless individuals that form a clique round the said Abdul Khalakh thanks to fascinating personality of the Sir Khazi was almost dead; and in the long run the learned order does in actuality fail in its attempt to create harmony and co-operation among the people here. Encouraged by the exclamations of approval expressed by the audience he went to say that judging from the point of view of the actual work done by the present Sir Khazi and his revered ancestors to the Mosque and its establishment in completing the construction partly out of public subscription and partly out of their own pockets the building which was formerly used as a public prison and which now stands as the Mosque and in enhancing the actual income of the Mosque by one-

by encouraging, inducing and even begging from the rich and well-to-do Mohamadans for endowments to the Mosque and in thus ~~begging~~ bringing the Mosque to its present condition the Sir Khazi and hi respected family is a boon over the Mohamadan public of Chitaldroo-
He continued to say that as regards the individual capacity of the present Sir Khazi Sahib it can be affirmed as an undisputed fact that he is the best of all the Qharies(readers of the Koran) in this district or even in Mysore Province and that he is the fir: and the foremost man fit to lead the prayers at and superintender the activities of the Mosque. He continued to say that for the last 26 years the affairs of the Mosque are being conducted so wisely and quietly by the Sir Khazi that there was no inconveni caused to the Mohamadan public of Chitaldroog, and that the stood and false petitions given every now and then against the Sir K are only the expressions of the mischievous and uncompromising an -tude of the few that ~~from~~ a ring round the said Abdul Khalakh for even the party of the Pesh Imam ever disputed the position of the Abdul nor did they dispute his authority over the Mosque and its estaldroo -ment. With great emphasis he ~~xxx~~ said it is quite strange to observe that the benign Government in considering only this long disputed question of installing Abdul Khalakh as the Pesh Imam ~~was~~ unjustare and unnecessarily interfered in the working of the Mosque and thisfa bestowing too much attention over one of the many stray petitionsco given by one or other of the mischievous party only to create un-i rest the benign Government has interfered in the authorities of t -- Sur Khazi and that there was no necessity of ~~their~~ this interference. or The speaker explained the order of the Government to the audience and said that the kind order has disregarded the fact that the --- Kasba of Chitaldroog stands as the head quarter of the Sir Khazi -- and that besides the twelve other taluks that are given by the --- Sannad under his jurisdiction, the Town of Chitaldroog is given to his immediate management and that though this fact is specially and emphatically mentioned in the Sannad the benign Government overlook the fact and comes to the conclusion that the Khazi has nothing to do with the Kasba proper. He then read the Sannad to the audience and said with great surprise that it could not be understood by -- and for what purpose ~~is~~ the Sir Khazi deprived of his right of --

of Superintendance over the activities of the Mosque. How does the Posh Imam of Chitaldroog Mosque forms an exception to the -- General rule to the effect that all Naibs are the immediate subordinates of the Sir Khazi? The Posh Imam if appointed ought according to custom and rules of organisation, to be under the subordination of the Sir Khazi.

Then, he finally said that the Muslim public of Chitaldroo should therefore represent the grievances of the Sur Khazi to benign Government and request on his behalf that the said order may be reconsidered.

Many other persons spoke on the occasion and showed their sympathy towards the Sur Khazi.

Finally the following resolutions were unanimously passed in the meeting:-

(1) That this meeting which well-represents the Musalman Community at Chitaldroog respectfully thanks the Government for having finally set aside the mischevous pretentions of claim of Abdul Khalakh to the office of Posh Imam at the Juma Masjid Chitaldroo

(2) That the election of a new Posh Imam is quite unnecessary as the Sur Khazi himself can lead the prayers and manage all affairs personally and that in his absence his brothers that are sufficiently aged and also learned can manage things quite satisfactorily and that in case the benign Government thinks it necessary to have a permanent Posh Imam the brother of the Sur Khazi that is Syed Dastagir Hussaini who is quite free to attend the -- Mosque at all hours can be nominated to the complete satisfaction of the people here.

(3) That this assembly requests that the Government order may kindly be reviewed and in view of an authoritative translation of the Persian Hukummame (Sanad) and of the rights and privileges allowed to the Sur Khazi through that document, the authority of the Sur Khazi over the Town and Mosque of Chitaldroog may be restored.

(4) That in the interests of the public good and satisfactory management of the Mosque the Sur Khazi may be allowed have direct authority over the Posh Imam and should have final voice in question relating to the Mosque.

(5) That in the interests of the public welfare here, the benign Government should not give any more consideration to the --- stray petitions of the Posh Imam and his party, than what such ~~mmm~~ activities actually deserve; and that the benign Government should take steps to prevent in future any such misrepresentations as this mischevous set has done on this and many such occasions regarding the actual conditions of affairs here.

Chairman.
Mass-meeting of the
leading inhabitants of
Chitaldrug Jirna Sangha
Chitaldrug.

S

To

GEN. & REV. [illegible] MUSLIM

D.G.

The Dewan of mysore

Bangalore

Respected Sir,

15-12-[illegible]

The undersigned, Syed Sibgatulla Husaini the retired Sir Khaji of Chitaldrug begs to bring the following for your honours' kind consideration and favourable orders.

In the year 1814 the mosque at Chitaldrug had been used as a public prison. When my grand father who was then the Sir khaji of Chitaldrug wrote to Hoyder Ali Khan Sahib as to where the juma prayers were to offered, Ali Khan Sahib in turn submitted the matter to His Highness the late maharaja of mysore. By the kind orders of His Highness the mosque was given in the control of the Sir khaji who with the expenditure of four thousand rupees repaired the mosque. From that date the mosque has been under the control of the Sir khaji of Chitaldrug

In the Sanad (Hukum Nama) given to my grand father by His Highness the late maharaja of mysore it is clearly stated that the Sir khaji is the Sir khaji for the District and khaji for the Kasba or taluk; that in the district he has to appoint various naibs to do the prayers and other religious duties and in the Kasba he may do the work personally or to get it done by the help of a naib when he happens to be absent from the headquarters; that the Kasba of Chitaldrug is specially set aside for the Sir khaji. The fact that the Sir khaji can himself do the work or get it done by any naib in his absence is overlooked by the govt order 1521-3 Muz 577-19-21

Accordingly various naibs have been appointed by the Sir khaji himself in the mosque and dis mosque. The naibs at Chitaldrug Kasba have been the immediate subordinates of the Sir khaji. The naib is also called Subordinates of [illegible] But when Sir khaji himself

Imam (one who leads the prayers) since he leads the prayers in the absence of the Sri khaji. The Sri khaji is authorised both by custom and the Sanad to appoint a naib at Chitaldrug Kasba to discuss him as he pleases or to do the work of the Mosque personally. The good order no $\frac{1521-3}{\text{Mysg } 577-19-21}$ translates the Sanad literally and unjustly takes away the authorities of the Sri khaji from the Chitaldrug kasba. Moreover the Sri is not often absent from the headquarters and so can himself do the work of the mosque.

Among the various naibs appointed at Chitaldrug are some of the ancestors of the Abdul Khalak who has a fictitious claim to the office of a naib. But they were soon dismissed as their necessity was no longer felt. Shri Abdul Khalak himself was appointed a naib once and since he was found inefficient and mischievous he was dismissed from the office. Nineteen years after the dismissal he appeales to the govt. From that date begins the mischievous appeals of the persons with the help of a few foreigners. Various decisions have been made by the govt disproving the claim of the person Abdul Khalak. It was once decreed in 1920 by the govt that since the Abdul Khalak is the enemy of the Sri khaji, the office of the naib should never be given in his family. In the judicial Court too the claim of Abdul Khalak was proved to be fictitious.

At present the Sri khaji has not appointed any naib in the mosque as there is no such necessity. The Sri khaji himself looks after the work as long as he is present and in the short hours of his absence there are two younger brothers of his who are quite free and capable, do the work. Thus there has never been a necessity of appointing a permanent naib or pesh Imam at all. With this arrangement the work has never suffered and is not suffering at present.

Subordinates of the Sri khaji But when Sri khaji himself

I came to had an enquiry
as to the person of Syed Mohayeddin. This creates a
in my mind and I fear that the govt is again
going to take up the question of the mail or pesh
of whom there is no necessity in the mosque.
is my sincere prayer that the management of the
may be kindly left to the Sri Khaja and who knows Lord
to do it best. Hoping for a favourable settlement and
praying for your long life and health and prosperity,

I beg to remain
Respected Sir
your obedient, Servant

(Signed) Syed Sibgathulla Husaine
Trustee Sri Khaja of
Chitaldrug

June 1923.
Chitaldrug

To

The Dewan of Mysore

Bangalore.

SECRETARIAT
9-JUL 1923
4955

21/6/23

Respected Sir,

We the muslim citizens of Chitaldrug, beg your permission to bring the following for your honours indulgent consideration and favourable orders.

We came to understand that an inquiry has been made to the Deputy Commissioner of this place as to the person of Syed Mohey eddin alluded to in 5th para of the Kund order of the govt, number 1521-3 / Mug 577-19-21 dated 13th October 1922. This creates a suspicion in our minds as to the real intention of the govt behind this inquiry

We beg your permission to State that Abdul Khalak whose claim to the office of naib or desh Imam in the jumma Mosque Chitaldrug has been proved to be fictitious by the Kund order. In the year 1901 he has been appointed by the Sultan khaji to act temporarily as a naib and this tentative arrangement lasted only for a year after which the Sultan khaji dispensed with his services as his necessity was no longer felt. Similarly the father and grandfather of Abdul Khalak have acted as naibs of this mosque for short periods under the immediate Subordination of the Sri khaja. The thing that is worthy of note is that their ancestors of Abdul Khalak have held office of the naib only for short periods when the Sultan khaji felt the necessity of such an appointment. Many such persons outside the family of Abdul Khalak for instance,

1. Shah Ali Husaini Sahib 1814 to 1830
2. Mohomad Husaini Sahib 1833-1840
3. Madar Sahib } both 1842-1845
4. Mohomad Ali Sahib }
5. Ghouse Sahib 1846-1850
6. Dastagir. Sahib Bokhari 1861-1862
7. Fakruddin Sahib 1866-1872
8. Rabiuddin Sahib 1908-1913.

have temporarily held the office on various occasions as subordinates of the Sri khaji. But when Sri khaja himself

errors as he is
by the Sanad (Hukum Nama) to do so, for I must
remember that the Sri Khaja is the real and permanent
Imam of the mosque and the naib or the Desh is appointed
in a mosque only to lead the prayers in his absence &
he goes on circuit of inspection It should be clearly noted
that all the above naibs have been invariably appointed by
the Sri Khaja and he is authorised both by the Sanad he holds
and the custom of all the mosques in the world to appoint or
dismiss any naib (Desh Imam) out of his own independent
authority Our Sri Khaja Saheb is the best of all the Quari
(reciters of Quran) in this province and we sincerely declare
that we are not in need of any other Imam to this mosq
Moreover the present Sri Khaja and his venerable ancestors
have proved as great benefactors of mankind communally
at Chital drug and we are incapable of proving un-
grateful to them by forgetting them soon as we do n
want any other person other than the Sri Khaja to be
our Imam nor is any man capable of taking his place
In his absence his second brother Syed Dastagir Husaini
will look after the work in the mosque In short we
do not want a permanent naib or Desh Imam here
and if any is installed by the Govt we Shudder to think
that quarrells which are now almost dead will
be revived For twenty-seven years the present Sri Khaja's
Syed Muhieyeddin Husaini Saheb himself before his
appointment to the office looked after the work of the naib
or Desh Imam in the mosque After his succession to the
office of the Sri Khaja of the District his brother used to look
after the work of the Imam in his absence and so
the public never felt the necessity of a permanent
naib or Desh Imam

Now the Sri Khaji has got three 29 brothers all of whom are capable of conducting prayers in the Mosque Only the eldest of them is a govt Servant and he therefore cannot attend all prayers of the day. But the younger to him by name Syed Dastagir Husaini who is aged about 24 twenty four years and who is in every way free and capable of conducting prayers for all the five times of the day, is actually looking after the duties of the Imam to our entire Satisfaction for the last two or three years The mischievous Supporters of Abdul Khalak always avoid the name of this person in their false representations and have tried to show the necessity of a permanent Naib under the pretext that one of the brothers of the Sri Khaji is a govt Servant and cannot attend all prayers regularly

We beg to repeat that it is Syed Dastagir Husaini the second brother of the Sri Khaji who has been acting as Imam in the absence of the Sri Khaji and it is our sincere prayer that he may be continued in his office. The Sri Khaji Selsem goes on circuit, for the small Salary he gets is not sufficient to meet with his travelling expences and so there is no necessity of a permanent Desh Imam (Naib) in the Mosque. We are thankful to the govt for having once for all Set aside the pretentious clauses of Abdul Khalak but feel Sorry because some of the most important previledges of the Sri Khaji have been taken away. It has been forgotten that the management of the Mosque forms the main part of the Sri Khajis' work Outside the Mosque he has very little to do

We the Muslim citizens of Chitaldrug beg of you in one voice to restore the authorities of the Sri Khaji over the Mosque and allow his Second brother Syed Dastagir Husaine to act as a Naib in his absence or to allow the Sri Khaji who is also the Muthavalle of the Mosque to cause his own arrangement

Praying for your long life, health and prosperity

We beg to remain Respected Sir
your most obedient Servants
The Muslim Citizens of Chitaldrug,

18 June 1923
Chitaldrug

31

Muz 4]

SUBJECT ..... .... ..... ..... .... ..... ..... .... ..... . ... .. ..... . . .

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*Diary No. of letter replied to* _____

Muzrai Secretariat

( )

*, the* *192*

**Section** Muz

**File No** 258-22

**Serial No.** 15-

No. 31

Date of issue 12. 7. 23

To

Signed by Mr D. C. Subberayappa

over.

has yet been made by the

Dep: Comrs or not.

I have etc

Secretary
Rev: Dept

10/7/23

10/7/23

10/7/23

*List of enclosures.*

*Copied by*

*Examined by*

WD 0563– GPB—2,500 -27 7 22

Immediate. C 9247 2 Rems 33
(Cne) 19.1.23.

1864

Office of the Muzrai Commissioner in Mysore,
Dated, Bangalore, the 18th July 1923.

From

K. Chandy, Esquire, B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

GEN. & MISC. 22 JUL 1923 MUZRAI 105

Secy To Muz 20 JUL 1923

T.E. Jayarama Aiyar, Esq., B.A., B.L., Muz. 254-22-16.
Secretary to the Government of His Highness
the Maharaja of Mysore, Revenue Department,
Bangalore.

ST 20/7

Sir,

With reference to your letter No.31/Muz.254-22-15 dated the 12th instant enquiring whether the appointment of Pesh Imam for the Mosque at Chitaldrug has been made or not by the Deputy Commissioner, I have the honor to forward herewith copy of the Deputy Commissioner's letter No.S.C.393 of 19-20 dated the 15th idem reporting that the present man Syed Mogdum Hussaini is allowed to continue so long as he is on leave in the Excise Department and when he wishes to rejoin duty in the Excise Department, the Khaji's 3rd brother takes his place and that the Amildar has been asked to submit a report as to how the work is being performed after a year.

The Deputy Commissioner has in pursuance of the orders of the Government, been instructed to make the parties distinctly understand that it is not in recognition of any hereditary right of the family that the appointment has been made.

I have the honor to be,
S i r,
Your most obedient servant,
K. Chandy
Muzrai Commissioner.

D.N.

Letter No.S.C.393 of 19-20 dated 15th July 1923, from the Deputy Commissioner, Chitaldrug District, to the Muzrai Commissioner in Mysore:--

- - -

"In reply to your letter No.C.924 of 22-23 dated 14th July 1923 enquiring whether the appointment of Pesh Imam has yet been made or not, I have the honor to state that the selection of Pesh Imam was deferred pending further orders of Government in accordance with your letters Nos.C.924/22-23 dated 21-2-1923 and 17-3-1923 respectively.

Orders were however ~~were~~ issued to the Amildar of Chitaldrug through the Sub Division Officer, Chitaldrug, in the light of instructions contained in your letter No.C.924/22-23 dated the 7th July 1923 that the present man Syed Mogdum Hussaini may continue so long as he is on leave * [redacted] and if he wishes to rejoin his duty, the third brother of the present Khaji may be appointed &c., and that a report should be submitted as to how the work is being performed after a year."

- - - - -

Copy.

for Muzrai Commissioner.

D.N. 19.9.23.

* Joining Govt duty.

711

Muz. 254-12-17.
dy 22-11-23

To

Syed Mohiyuddin Hussaini Badsha
Sir Khaja of Chitaldrug

With reference to his memorial dated 26-3-1923 to H.H. the Maharaja and subsequent representation made to the Dewan on 27-4-1923 in the matter of his right to appoint the Pesh Imam in the mosque at Chitaldrug, the attention of the Sir Khaja is drawn to the Endorsement No.2405/Muz. 254-22-4 dated 1-8-23 issued to him rejecting his petition for a review of G.O. No. 1521-3/Muz.517-19-2 dated 15-10-22 wherein it was decided that the Sir Khaja has no right to appoint Pesh Imam and he is informed that Govt. see no reason to modify the orders already passed.

2
16/11

By order,

(in draft)
14/11/23

Revenue Secretary.

13/11/23

712
dy 22 11 23

Copy to the Muz. Commissioner in Mysore for information with reference to correspondence ending with his letter No. C.924 dated 19-7-1923.

By order,

89

14/11/23

Revenue Secretary.

13/11/23

Muz 4]

SUBJECT ..... Draft for approval

*Diary No. of letter replied to* 2028

**Section**

**File No.**

**Serial No.**

Muzrai Secretariat

( Muz )

, *the* 192 .

No.

Date of issue

Signed by

To

Syed Muhyuddin Hussaini
Ridahi
Sub Khazi of Chittaldrug.

With reference to his memorial
dt 26th March 1923 to H. H. the Maha-
raja and subsequent repre-
sentations made to the Dewan
on 27-4-23 in the matter of
his right to officiate the
Peish Imam in the mosque at
Chittaldrug. The attention of
the Sub Khazi is drawn to the
order in No. 2405/Muz 2 27-22 (

over.

his pet[n] a review of
Cy. O no. 1521-3/ 577-10-
& 13-10-22 and informed that
~~that even after a further~~
~~consideration of his case~~,
Cy-ov[t] see no reason to modify
the orders already passed

By Order

Secretary,
Rev: Dept[t]

23/10/23

29.10.23

S2
23.10.23

Copy to the Mus: Cm[r]
in Mysore for his info[n] reg[d]
& Correspondence ending
with his letter no. C-924
& 19.7.23.

H O

29.10.23

23/10/23

wherein it was decided that the Sirkhajis have no right to appoint Desh Imam.

This order deals with appointment of Desh Imam & Ch[f]
It is flagged "W." But it is clear that Sirkhaji has no right to appoint Desh Imam. That has to be done.

Rev Dept. 30.10.23

Please send the enclosures in the case of Sirkhaji

List of enclosures

Herewith (Returned herewith)

12.11.23

Copied by

Examined by

AVD 0663—GDB—3 500—27 7 22